IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF OCTOBER

TWO THOUSAND AND SEVEN

:PRESENT:

THE HON'BLE SRO JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 20710 of 2007

Between:

M/s. Johnson controls (I) (P) Ltd., Suit No. 203, L.B Bhavan, Somajiguda, Hyderabad, rep.by its Deputy Account Officer, S.R. Naik S/o Mr. Rama Naik.

.....

PETITIONER

AND

1 The Commercial Tax Officer, Somajiguda Circle, 6th Floor, Mayurkushal Towers, Gounfoundary, Abids, Hyderabad, Andhra Pradesh.

2 The Appellate Deputy Commissioner of Commercial Taxes, Punjagutta Division, Opp: Gandhi Bhavan, Nampally, Hyderabad.

3 The Additional Commissioner of Commercial Taxes, (Legal), 2nd Floor, Opp: Gandhi Bhavan, Nampally, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ or direction, more particularly one in the nature of writ of Mandamus, declaring the impugned notice dated 21-09-2007 in RC No. B5/OA/07 issued by the 1st respondent attaching the bank account of the petitioner in so far as it relates to demanding of tax for the tax period April 2005, to December 2006 as illegal, unjustified and contrary to the provisions of law.

The petition coming on for hearing, upon perusing the petition and the affidavit filed herein and the order of the High court dated 1-10-2007 made in WPMP.No. 26825 of 2007 and upon hearing the arguments of SRI T. RAMESH BABU, Advocate for the Petitioner and of the Govt. Pleader for Commercial Taxes for the respondents, the Court made the following:

ORDER: List on 08-10-2007.

In the meantime, order dated 01-10-2007 shall remain operative.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Commercial Tax Officer, Somajiguda Circle, 6th Floor, Mayurkushal Towers, Gounfoundary, Abids, Hyderabad, Andhra Pradesh.
2 The Appellate Deputy Commissioner of Commercial Taxes, Punjagutta Division, Opp: Gandhi Bhavan, Nampally, Hyderabad.
3 The Additional Commissioner of Commercial Taxes, (Legal), 2nd Floor, Opp: Gandhi Bhavan, Nampally, Hyderabad.
4. 2 CCs to the Govt. Pleader for Commercial Taxes, High court of A.P.Hyderabad. (O.U.T)
5. One C.C.to Sri T.Ramesh Babu, Advocate. (OPUC)
6. 2 spare copies.

HIGH COURT

BN.J.
&
RR.J.

DATED 4-10-2007

NOTE: LIST ON 08-10-2007.

ORDER

W.P.NO. 20710 OF 2007

DIRECTION

BSR
DT. 6-10-2007

HIGH COURT

BN.J.
&
RR.J.

DATED 4-10-2007

NOTE: LIST ON 08-10-2007.

ORDER

W.P.NO. 20710 OF 2007

DIRECTION